

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND  
(SOUTHERN DIVISION)

JIMMIE PEARSON  
16 Ashlar Hill Court  
Parkville, MD 21234

- and -

CHARLES STREETER  
5 Babybird Court  
Halethorpe, MD 21227-3525

For themselves and on behalf  
of all similarly situated individuals,

Plaintiffs,

- Versus -

PROFESSIONAL 50 STATES  
PROTECTION, LLC.  
3737 Branch Ave, Suite 116  
Temple Hills, MD 20748  
***Serve Upon:*** Resident Agent  
UNITED CORPORATE & BUSINESS  
SERVICES OF NEVADA LLC  
500 N Rainbow Blvd Suite 300 B  
LAS VEGAS, NV 89107

- and -

ALPHONSO A. TILLMAN, PRESIDENT  
3737 Branch Avenue, Suite 116  
Temple Hills, MD 20748

Defendants.

Case No.: \_\_\_\_\_

**FLSA Collective Action**

- and -

**Rule 23 Class Action**

**JURY TRIAL DEMAND**

**PLAINTIFFS' VERIFIED COLLECTIVE AND CLASS ACTION COMPLAINT**

Jimmie Pearson and Charles Streeter (collectively "Plaintiffs"), by and through undersigned counsel, sue on their own behalf and on behalf of all similarly situated individuals, Professional 50 States Protection LLC and Alphonso A. Tillman (collectively "Defendants") and state as follows:

**JURISDICTION AND VENUE**

1. Jurisdiction is vested in the Court pursuant to 28 U.S.C. §1331 and the Fair Labor Standards Act, 29 U.S.C. §201 *et seq.*
2. The Court has supplemental jurisdiction over the state law claims pursuant to 28 U.S.C. §1367, which allows jurisdiction over pendant parties and pendant claims.
3. Plaintiffs' forum selection is proper pursuant to 28 U.S.C. §1391(b) since much of the controversy giving rise to Plaintiffs' claims occurred in this District; moreover, Pro 50 is headquartered and carries-on business in this District and many of the relevant witnesses and documents are located, or, are easily accessible to this District. The Court is the most appropriate venue for this controversy as a matter of law and as a matter of forum selection.

**THE PARTIES**

4. At all times relevant to this action, Plaintiff Jimmie Pearson ("Pearson") has been an employee of Defendants and has resided in the state of Maryland. Pearson worked for Defendants as a security guard, on site, at several of its' customer locations throughout the Baltimore-Washington Metro Area.
5. At all times relevant to this action, Plaintiff Charles Streeter ("Streeter") has been an employee of Defendants and has resided in the state of Maryland. Streeter worked for Defendants as a

security guard, on site, at several of its' customer locations throughout the Baltimore-Washington Metro Area.

6. Professional 50 States Protection, LLC. ("Pro 50") is a limited liability company organized under the laws of the State of Nevada, engaged in the business of providing its' customers with armed and unarmed uniformed Security Officers. Pro 50's services are provided to various customers including corporate clients at Class A office buildings, condominiums, apartment complexes, shopping malls, landfills, and hotels throughout Washington, D.C., Maryland, Pennsylvania, and Virginia<sup>1</sup> ('Balt-DC Metro Area').

7. Alphonso A. Tillman ("Tillman") is the President and upon information and belief maintains an ownership interests in Pro 50.<sup>2</sup>

**FACTUAL BACKGROUND**  
**THE COLLECTIVE AND CLASS ELEMENTS OF PLAINTIFFS' CLAIMS**

8. Pro 50 provides and has provided security services to various customers including corporate customers at Class A office buildings, condominiums, apartment complexes, shopping malls, landfills, and hotels.

9. In support of its contracts with these customers, Pro 50 sends unarmed and armed security guards to work, on site, at its' customer locations throughout the Balt-DC Metro Area.

10. Plaintiff Pearson was hired by Pro 50 as a security guard on about August 2008.

11. Plaintiff Streeter was hired by Pro 50 as a security guard on about October 2008.

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<sup>1</sup> See [http://callpro50.com/company\\_overview](http://callpro50.com/company_overview); Domain name registered to Alphonso A. Tillman See <http://whois.domaintools.com/callpro50.com>.

<sup>2</sup> <http://www.youtube.com/watch?v=JDJY4RYaVyY>.

12. Other employees have been employed by Pro 50 that are similarly situated to Plaintiffs (“Putative Plaintiffs”).

13. While employed by Pro 50 Plaintiffs Pearson and Streeter and as well the Putative Plaintiffs worked in excess of 40 hours per work week.

14. Defendants failed to properly compensate Plaintiffs and the Putative Plaintiffs for their “suffered and permitted” hours worked, including the failure to pay them an overtime premium.

15. Defendants were aware of the fact that Plaintiffs and the Putative Plaintiffs worked more than 40 hours per work week.

16. Plaintiffs and the Putative Plaintiffs were not employed by Defendants as independent contractors.

17. The hours worked by Plaintiffs and the Putative Plaintiffs were maintained and recorded by Defendants.

18. Defendants failed to monitor the break time taken by Plaintiffs and the Putative Plaintiffs and did not properly compensate them for the time they have spent working through their break periods.

19. Defendants unjustifiably deducted and withheld wages from Plaintiff Pearson’s paycheck.

20. Defendant unjustifiably deducted and withheld from Plaintiff Streeter’s paycheck.

21. Plaintiffs and the Putative Plaintiffs are each victims of Defendants’ common scheme, practice and policy that works to deprive them of federal and state statutorily mandated wages, including the payment of a premium for overtime worked.

22. Plaintiffs’ work as security guards is similar, and typical, to the job duties of the Putative Plaintiffs.

23. The question of whether Defendants violated the Fair Labor Standards Act and the Maryland Wage and Hour Law and/or the Maryland Wage Payment Collection Law is one that is common to Plaintiffs and the Putative Plaintiffs.

24. The question of whether Defendants made good faith efforts to comply with the Fair Labor Standards Act and the Maryland Wage and Hour Law and/or the Maryland Wage Payment Collection Law is one that is common to Plaintiffs and the Putative Plaintiffs.

25. The question of whether Defendants willfully or recklessly disregarded the Fair Labor Standards Act and the Maryland Wage and Hour Law and/or the Maryland Wage Payment Collection Law is one that is common to Plaintiffs and the Putative Plaintiffs.

**COUNT I**  
**COLLECTIVE ACTION CLAIM FOR**  
**FAILURE TO PAY OVERTIME**

28. Plaintiffs hereby re-allege and incorporate each of the preceding paragraphs as if fully set-forth herein.

29. Plaintiffs and the Putative Plaintiffs were at all times employees within the meaning of the FLSA.

30. Plaintiffs and the Putative Plaintiffs worked more than forty-hours in a work week and are entitled to FLSA mandated overtime compensation.

31. Plaintiffs and the Putative Plaintiffs are entitled to FLSA mandated compensation for time spent getting ready to work, time spent on call, or time otherwise committed to Defendants.

32. Defendants have not paid Plaintiffs and the Putative Plaintiffs their full wages as mandated by the FLSA.

33. Defendants' violation of the FLSA is willful.

34. Plaintiffs and the Putative Plaintiffs have suffered pecuniary losses and are entitled to full recovery under the FLSA.

**COUNT II**  
**CLASS ACTION CLAIM FOR FAILURE TO PAY**  
**OVERTIME UNDER MARYLAND WAGE AND HOUR LAW**

35. Plaintiffs hereby re-allege and incorporate each of the preceding paragraphs as if fully set-forth herein.

36. Plaintiffs and the Putative Plaintiffs have worked more than forty-hours in a work week are entitled to MWHL mandated overtime compensation.

37. Plaintiffs and the Putative Plaintiffs are entitled to compensation for time spent getting ready to work, time spent on call, or time otherwise committed to Defendants.

38. Defendant has not paid Plaintiffs and the Putative Plaintiffs their full wages as mandated by the MWHL.

39. Defendants' violation of the MWHL is willful.

40. Plaintiffs and the Putative Plaintiffs have suffered pecuniary losses and are entitled to full recovery pursuant to the MWHL.

**COUNT III**  
**CLASS ACTION CLAIM FOR FAILURE TO PAY OVERTIME**  
**UNDER MARYLAND WAGE PAYMENT AND COLLECTION LAW**

41. Plaintiffs hereby re-allege and incorporate each of the preceding paragraphs as if fully set-forth herein.

42. Plaintiffs and the Putative Plaintiffs are entitled to compensation for time spent otherwise committed to and on behalf of Defendants.

43. Defendants have not paid Plaintiffs and the Putative Plaintiffs their full wages as is mandated by the MWPCCL.

44. Defendants' violation of the MWPCCL is willful.

45. Plaintiffs and the Putative Plaintiffs have suffered pecuniary losses and are entitled to full recovery under the MWPCCL.

**PRAYER FOR RELIEF**

WHEREFORE, Plaintiffs respectfully pray that this Court render judgment in their favor on all counts, and grant the following relief as to each named Plaintiff and as on a class-wide basis to each Putative Plaintiff:

1. Issue a notice of opt-in rights to the unnamed plaintiffs and manage the opt-in proceedings as a collective action pursuant to 29 U.S.C. §216(b);
2. Order that this action proceed as a class action pursuant to Rule 23 of the Federal Rules of Civil Procedure;
3. Issue a declaratory judgment that Plaintiffs, and the Putative Plaintiffs, are entitled to additional compensation pursuant to the FLSA;
4. Issue a declaratory judgment that Plaintiffs, and the Putative Plaintiffs, were harmed by Defendants' violations of the FLSA;
5. Award Plaintiffs, and the Putative Plaintiffs, compensation in an amount consistent with their entitlement under the FLSA;
6. Award Plaintiffs, and the Putative Plaintiffs, additional compensation in the form of FLSA mandated liquidated damages;

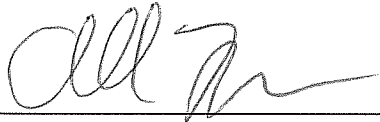
7. Award Plaintiffs, and the Putative Plaintiffs, the cost of these proceedings and reasonable attorneys' fees as mandated by the FLSA;
8. Issue a declaratory judgment that Plaintiffs, and the Putative Plaintiffs, are entitled to additional compensation under the MWHL;
9. Issue a declaratory judgment that Plaintiffs, and the Putative Plaintiffs, were harmed by Defendants' violations of the MWHL;
10. Award Plaintiffs, and the Putative Plaintiffs, compensation in an amount consistent with their entitlement under the MWHL;
11. Award Plaintiffs, and the Putative Plaintiffs, additional compensation in the form of MWHL mandated liquidated damages;
12. Award Plaintiffs, and the Putative Plaintiffs, the cost of these proceedings and reasonable attorneys' fees as mandated by the MWHL;
13. Issue a declaratory judgment that Plaintiffs, and the Putative Plaintiffs, are entitled to additional compensation pursuant to the MWPCCL;
14. Issue a declaratory judgment that Plaintiffs, and the Putative Plaintiffs, were harmed by Defendants' violations of the MWPCCL;
15. Award Plaintiffs, and the Putative Plaintiffs, compensation in an amount consistent with their entitlement under the MWPCCL;
16. Award Plaintiffs, and the Putative Plaintiffs, additional compensation in the form of MWPCCL mandated liquidated damages;
17. Award Plaintiffs, and the Putative Plaintiffs, the cost of these proceedings and reasonable attorneys' fees as mandated by the MWPCCL;



18. Award Plaintiffs, and the Putative Plaintiffs, additional compensation in the form of MWPCCL mandated treble damages;
19. Award Plaintiffs, and the Putative Plaintiffs, any amounts necessary to compensate them for breach of contract;
20. Award Plaintiffs, and the Putative Plaintiffs, any amounts necessary to compensate them for Defendants' unjust enrichment;
21. Award Plaintiffs, and the Putative Plaintiffs, pre-and post-judgment interest and court costs as further allowed by law and equity; and
22. Grant any further relief as this Court may deem just and proper in the interest of justice.

**JURY TRIAL DEMANDED**

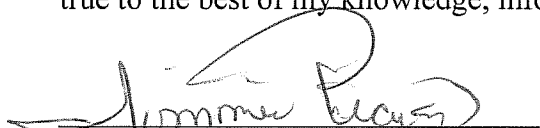

Plaintiffs request a trial by jury on all matters so triable.

A handwritten signature in black ink, appearing to read 'Allan E. Feldman', is written over a horizontal line.


Allan E. Feldman, Esq., # 17092

**VERIFICATON OF COMPLAINT**

I solemnly affirm under the penalties of perjury that the contents of the foregoing Complaint are true to the best of my knowledge, information, and belief.

  
JIMMIE PEARSON  
CHARLES STREETER

Respectfully submitted,

  
Michael J. Snider, Esq., #24695  
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